

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.25845 of 2008
CHHATRI YADAV
Versus
STATE OF BIHAR

2. 30.7.2008

Heard.

The case is under some bailable Sections of the IPC as also under Section 379 of the Penal Code. The allegation is of relieving the informant of a sum of Rs.1,50,000/- and the offence appears committed after assaulting him. The petitioner and his associates are alleged to be riding the horses. The learned Judge who dismissed the prayer for bail was of the view that it is not a simple case rather it is a case of high way robbery.

The contention before this court is that the allegation of theft is not against the petitioner and other offences being bailable it was not proper on the part of the learned Judge to have refused the prayer for bail of the petitioner.

Considering the above facts of the case and also considering the contention, let the above named petitioner be released from custody on furnishing bond of Rs.3,000/-(three thousand) with two sureties of the like amount each to the satisfaction of C.J.M. Saharsa in Salakhua P.S.Case no.46 of 2008.

(Dharnidhar Jha, J.)

B.Kr.